IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
Christian) Art Unit: 1795
Application No. 10/550,465) Examiner: Han, Kwang S
Filing Date: March 25, 2004) Confirmation No. 1924
For: TUNGSTEN-BASED ELECTROCATALYST AND FUEL CELL CONTAINING SAME)) .))

RESPONSE TO NON-FINAL OFFICE ACTION

 Mail Stop AMENDMENT
 BALLARD SPAHR LLP

 Commissioner for Patents
 Customer Number 23859

 P.O. Box 1450
 February 8, 2010

Dear Sir:

In response to the Non-Final Office Action mailed on August 7, 2009, Applicants timely submit the enclosed Remarks concurrently with a Request for a Three-Month Extension of Time. As the extended deadline of February 7, 2010 fell on a Sunday, this paper is timely filed on Monday, February 8, 2010.

The Listing of Claims begins on page two (2) of this paper.

The Remarks begin on page four (4) of this paper.